

**SECONDARY****THE STATE OF NEVADA  
PERMIT TO APPROPRIATE WATER**

**Name of applicant:** BENTLY FAMILY LIMITED PARTNERSHIP  
**Source:** EFFLUENT  
**Basin:** CARSON VALLEY  
**Manner of Use:** IRRIGATION  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 04/23/2003

**APPROVAL OF STATE ENGINEER**

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This secondary permit is issued subject to the terms and conditions under Permit 69907. The granting of this secondary permit is not intended in any way to waive or affect authority or requirements of water quality control agencies or regulations. This permit is further issued subject to the provisions of NRS 533.440 and the State retains the right to regulate the use of the water herein granted at any and all times. This secondary permit is issued subject to existing rights.

Monthly records shall be kept of the amount of water diverted from this source and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This secondary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Secondary Permits 69907S01, 69907S02, 69907S03, and 69907S04 shall not exceed 5068 acre-feet and 7.0 cubic feet per second.

The issuance of this secondary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A totalizing meter must be installed and accurate measurements taken of the water placed to a beneficial use under this secondary permit within the described place of use.

This secondary permit is issued subject to the agreement between Minden-Gardnerville Sanitation District and Bentley Family Limited Partnership, recorded as Document 0541676 on May 8, 2002 in Douglas County.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 7.0 cubic feet per second or 5068 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

August 18, 2010

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

August 18, 2013

Map in support of proof of beneficial use shall be filed on or before:

August 18, 2013

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 18th day of August, A.D. 2008

Tracy Taylor, P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**AMENDED SECONDARY APPLICATION  
APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office APR 25 2003  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_ Map filed MAY 06 2003

The applicant Bently Family Limited Partnership, c/o Minden-Gardnerville Sanitation District  
Post Office Box 568 of Minden  
Street and No. or P.O. Box No. City or Town

Nevada 89423, hereby makes application for permission to appropriate  
State and Zip Code No.

the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of  
Incorporation; if a copartnership or association give names of members). A limited partnership registered  
in the State of Nevada on December 29, 1995

1. The source of water is Effluent (Secondary) under Primary Application Number 69907  
Name of stream, lake, underground, spring or other sources.

2. The amount of water applied for is up to 7 c.f.s. second feet.  
One second foot equals 448.83 gallons per minute

(a) If stored in a reservoir give number of acre-feet approximately 2500 acre-feet in 3 reservoirs

3. The water to be used for Irrigation  
Irrigation, power, mining, commercial, domestic, or other use. Must limit to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated approximately 5925 acres

(b) Stockwater, state number and kind of animals \_\_\_\_\_

(c) Other use (describe fully under "No. 12. Remarks") \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point NE¼NW¼ Section 30, T.13 N., R.20 E.,  
Describe as being within a 40-acre subdivision of public  
MDM, or at a point from which the NW corner of said Section 30 bears North 63°20' West, a distance  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
of 2212 feet (MGSD Pump Station #1), See map filed under Primary Application 69907

6. Place of use See Attached  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31 of each year  
Month and Day Month and Day

8. Description of proposed works (Under the provisions of NRS 535.010 you may be required to submit plans and  
Specifications of your diversion or storage works.) Pump stations and reservoirs with pipelines serving  
State manner in which water is to be diverted, i.e. diversion structure,  
sprinkler, drip, and other types of irrigation systems  
ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works more than \$6,000,000

10. Estimated time required to construct works 2 years  
If well completed, describe works

11. Estimated time required to complete the application of water to beneficial use 30 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual  
consumptive use.  
Effluent will be utilized on Bently Family Limited Partnership property under an effluent management  
plan permitted by Nevada Division of Environmental Protection. An agreement between Bently  
Family Limited Partnership and MGSD for use of effluent under this secondary application has been  
executed and will be submitted to the Division of Water Resources under separate cover. Please send  
copies of all correspondence to Bently Family Limited Partnership, P.O. Box B, Minden, NV 89423.

Bruce R. Scott, Resource Concepts, Inc.  
Type or print name clearly  
By [Signature]  
Signature, applicant or agent  
340 North Minnesota Street  
Street and No., or P.O. Box No.  
Carson City, Nevada 89703  
City, State, Zip Code No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT  
\$200 FILING FEE MUST ACCOMPANY APPLICATION

ATTACHMENT TO SECONDARY EFFLUENT APPLICATION 69907 S-1  
BENTLY FAMILY LIMITED PARTNERSHIP

ITEM 6, PLACE OF USE:

SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 2, S $\frac{1}{2}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , all in Section 3, SE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , all in Section 4, E $\frac{1}{2}$  Section 9, all of Section 10, W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$  Section 11, W $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , portion N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 14, all of Section 15, E $\frac{1}{2}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , portion NW $\frac{1}{4}$ SW $\frac{1}{4}$ , all in Section 16, SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ , portion of NE $\frac{1}{4}$ SE $\frac{1}{4}$ , all in Section 17, S $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$  Section 18 lying east of U.S. Highway 395, E $\frac{1}{2}$  Section 19 lying east of U.S. Highway 395, W $\frac{1}{2}$ , NE $\frac{1}{4}$  Section 20, NW $\frac{1}{4}$ , E $\frac{1}{2}$  Section 21, all of Section 22, W $\frac{1}{2}$ SW $\frac{1}{4}$ , portion of E $\frac{1}{2}$ SW $\frac{1}{4}$  Section 23, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , portion NE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 26, portion N $\frac{1}{2}$ N $\frac{1}{2}$  Section 27 lying north of the Bently Science Park, E $\frac{1}{2}$ NE $\frac{1}{4}$  Section 28, all in T.13 N., R.20 E., MDM, as shown on the supporting map.